

04 MAY 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

14

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Kia Silverbrook  
Silverbrook Research Pty Ltd  
393 Darling Street  
Balmain, NSW 2041 Australia

In re Application of	:	
Silverbrook.	:	
US Application No.: 10/510,152	:	
PCT Application No.: PCT/AU02/01164	:	DECISION ON
Int. Filing Date: 29 August 2002	:	PETITION UNDER
Priority Date: 12 April 2002	:	37 CFR 1.181
Attorney's File Reference: YU175US	:	
For: PUSHER ACTUATION IN A	:	
PRINthead CHIP FOR AN INKJET	:	
PRINthead	:	

This is a decision on applicants' petition to "Withdraw Holding of Abandonment" filed on 27 June 2005.

BACKGROUND

On 05 October 2004, applicants filed a submission under 35 USC 371 to enter the U.S. national phase.

On 25 May 2005, a Notification of Abandonment (Form PCT/DO/EO/909) was mailed to applicants, indicating that this application had become abandoned with respect to the national stage in the United States for failure to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)).

On 27 June 2005, applicants filed the present petition.

DISCUSSION

A review of the application file reveals that applicants filed Form PTO-1390 with fees listed as \$1,040 for the Basic National Fee and \$40 for the fee to record assignment. The Basic National Fee that was required was \$1,110. Thus, applicant failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)).

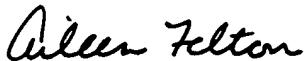
CONCLUSION

For the reasons above, the petition under 37 CFR 1.181 to withdraw the holding of abandonment is **DISMISSED** without prejudice.

The application remains **ABANDONED**.

Applicant may wish to consider filing a petition to revive the application under 37 CFR 1.137. This suggestion should not be construed to mean that such a petition, if filed, would necessarily be granted. Applicant is cautioned that any intentional delay in filing a grantable petition under 37 CFR 1.137 will foreclose revival, see MPEP 711.03(c).

Any further correspondence with respect to this matter should be addressed to:  
Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia, 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



Aileen Felton  
Petitions Detailee  
Office of PCT Legal Administration  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313  
VOX (571) 272-6095  
Aileen.Felton@uspto.gov



Boris Milef  
PCT Legal Examiner  
Office of PCT Legal Administration  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313